

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

IN RE: ZANTAC (RANITIDINE)
PRODUCTS LIABILITY
LITIGATION

MDL NO 2924
20-MD-2924

JUDGE ROBIN L ROSENBERG
MAGISTRATE JUDGE BRUCE REINHART

_____/

THIS DOCUMENT RELATES TO:
JIMMIE JEFFRIES

JURY TRIAL DEMANDED

SHORT-FORM COMPLAINT – VERSION 3

The Plaintiff(s) named below, by counsel, file(s) this Short Form Complaint against Defendants named below. Plaintiff(s) incorporate(s) by reference the allegations contained in the Second Amended Master Personal Injury Complaint (“SAMPIC”) in *In re: Zantac (Ranitidine) Products Liability Litigation*, MDL No. 2924 (S.D. Fla). Plaintiff(s) file(s) this Short-Form Complaint – Version 3 as permitted by the Court’s Orders regarding motions to dismiss and specifically DE 3751 at 1, as outlined on page 1 of the SAMPIC.

Plaintiff(s) select(s) and indicate(s) by completing where requested, the Parties and Causes of Actions specific to this case. Where certain claims require additional pleading or case specific facts and individual information, Plaintiff(s) shall add and include them herein.

Plaintiff(s), by counsel, allege as follows:

I. PARTIES, JURISDICTION, AND VENUE

A. PLAINTIFF(S)

1. Plaintiff(s) JIMMIE JEFFRIES (“Plaintiff(s)”) brings this action (check the applicable designation):

☒ On behalf of [*himself/herself*];

☐ In representative capacity as the _____, on behalf of the injured party, (Injured Party's Name) _____.

2. Injured Party is currently a resident and citizen of (City, State) Stonewood, WV and claims damages as set forth below.

—OR—

Decedent died on (Month, Day, Year) _____. At the time of Decedent's death, Decedent was a resident and citizen of (City, State) _____.

If any party claims loss of consortium,

3. James Patton ("Consortium Plaintiff") alleges damages for loss of consortium.
4. At the time of the filing of this Short Form Complaint, Consortium Plaintiff is a citizen and resident of (City, State) Stonewood, WV
5. At the time the alleged injury occurred, Consortium Plaintiff resided in (City, State) Stonewood, WV

B. DEFENDANT(S)

6. Plaintiff(s) name(s) the following Defendants from the Second Amended Master Personal Injury Complaint in this action:

a. Brand-Name Manufacturers: Boehringer Ingelheim Pharmaceuticals, Inc.;
Sanofi-Aventis US, LLC., Pfizer, Inc.;
GlaxoSmithKline, LLC

b. Others Not Named in the SAMPIC:

C. JURISDICTION AND VENUE

7. Identify the Federal District Court in which Plaintiff(s) would have filed this action in the absence of Pretrial Order No. 11 (direct filing) [or, if applicable, the District Court to which their original action was removed]: **USDC for the Northern District of West Virginia**
8. Jurisdiction is proper upon diversity of citizenship.

II. PRODUCT USE

9. The Injured Party used Zantac and/or generic ranitidine: *[Check all that apply]*

☒ By prescription

☒ Over the counter

10. The Injured Party used Zantac and/or generic ranitidine from approximately (month, year) 01/1994 to 01/2019

III. PHYSICAL INJURY

11. As a result of the Injured Party's use of the medications specified above, *[he/she]* was diagnosed with the following specific type of cancer (check all that apply):

Check all that apply	Cancer Type	Approximate Date of Diagnosis
<input type="checkbox"/>	BLADDER CANCER	
<input type="checkbox"/>	BREAST CANCER	
<input type="checkbox"/>	COLORECTAL/INTESTINAL CANCER	
<input checked="" type="checkbox"/>	ESOPHAGEAL CANCER	08/2019
<input type="checkbox"/>	GASTRIC CANCER	
<input type="checkbox"/>	KIDNEY CANCER	
<input type="checkbox"/>	LIVER CANCER	
<input type="checkbox"/>	LUNG CANCER	
<input type="checkbox"/>	PANCREATIC CANCER	
<input type="checkbox"/>	PROSTATE CANCER	
<input type="checkbox"/>	OTHER CANCER: _____	
<input type="checkbox"/>	DEATH (CAUSED BY CANCER)	

12. Defendants, by their actions or inactions, proximately caused the injuries to Plaintiff(s).

IV. CAUSES OF ACTION ASSERTED

13. The following Causes of Action asserted in the Second Amended Master Personal Injury Complaint are asserted against Defendants, and the allegations with regard thereto are adopted in this Short Form Complaint by reference.

14. By checking the appropriate causes of action below, Plaintiff(s) assert these causes of action based upon the law and applicable Sub-Counts of the following state(s):¹

Check all that apply	Count	Cause of Action	States for which the cause of action was asserted in the SAMPIC
<input checked="" type="checkbox"/>	I	Strict Products Liability – Failure to Warn through Warnings and Precautions	All States and Territories, Except DE, IA, MA, NC, PA, and VA
<input checked="" type="checkbox"/>	II	Negligence – Failure to Warn through Warnings and Precautions	All States and Territories, Except LA, NJ, OH, and WA
<input checked="" type="checkbox"/>	III	Strict Products Liability – Failure to Warn through Proper Expiration Dates	All States and Territories, Except DE, IA, MA, NC, PA, and VA
<input checked="" type="checkbox"/>	IV	Negligence – Failure to Warn through Proper Expiration Dates	All States and Territories, Except LA, NJ, OH, and WA
<input checked="" type="checkbox"/>	V	Strict Products Liability – Design Defect Due to Warnings and Precautions	All States and Territories, Except DE, IA, MA, NC, PA, and VA
<input checked="" type="checkbox"/>	VI	Strict Products Liability – Design Defect Due to Improper Expiration Dates	All States and Territories, Except DE, IA, MA, NC, PA, and VA
<input checked="" type="checkbox"/>	VII	Negligent Failure to Test	KS, TX
<input checked="" type="checkbox"/>	VIII	Negligent Product Containers ²	All States and Territories
<input checked="" type="checkbox"/>	IX	Negligent Storage and Transportation	All States and Territories
<input checked="" type="checkbox"/>	X	Unjust Enrichment (Against All Defendants)	All States and Territories
<input checked="" type="checkbox"/>	XI	Loss of Consortium (Against All Defendants)	All States and Territories

¹ In selecting the relevant states above, Plaintiffs reserve all rights to argue choice of law issues at a later time.

² This Count applies only to pills, not ranitidine-containing products in the form of syrups or injections.

Check all that apply	Count	Cause of Action	States for which the cause of action was asserted in the SAMPIC
<input type="checkbox"/>	XII	Survival Actions	All States and Territories
<input type="checkbox"/>	XIII	Wrongful Death	All States and Territories

V. JURY DEMAND

15. Plaintiff(s) hereby demand(s) a trial by jury as to all claims in this action.

VI. PRAYER FOR RELIEF

WHEREFORE, Plaintiff(s) has/have been damaged as a result of Defendants' actions or inactions and demand(s) judgment against Defendants on each of the above-referenced causes of action, jointly and severally to the full extent available in law or equity, as requested in the Second Amended Master Personal Injury Complaint.

Dated: 06/08/2022

s/Jeffrey L. Haberman
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 Jeffrey L. Haberman
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